Page 6 of 7_{P.02/04} Case 3:04-cv-01929-CRB Document 44 Filed 06/29/2005 JUN-22-2003se 3:02-cv-01929 CRBLP Document 41 Page 1 of 3 Filed 06/23/2005 GEOFFREY A. BEATY, ESQ. (State Bar No. 89997) 1 LISA T. UNGERER, ESQ. (State Bar No. 100401) RANKIN, SPROAT, MIRES, BEATY & REYNOLDS 2 1333 Broadway, Suite 600 Oakland, CA 94612 3 Telephone: (510) 465-3922 Facsimile: (510) 452-3006 4 Attorney for Plaintiff MICHAEL R. ANDEREGG 5 STEVEN R. FELDSTEIN (Bar No. 59354) 6 HELLER EHRMAN LLP 275 Middlefield Road 7 Menlo Park, CA 94025-3506 Telephone: (650) 324-7000 8 Facsimile: (650) 324-0638 9 GREG J. RICHARDSON (Bar No. 203788) MICHELLE A. ROJAS, ESQ. (Bar No. 215365) 101 HELLER EHRMAN LĹP 333 Bush Street 11 San Francisco, CA 94104-2878 Telephone: (415) 772-6000 Facsimile: (415) 772-6268 12 13 Attorneys for Defendant MOORS & CABOT, INC. 14 UNITED STATES DISTRICT COURT 15 NORTHERN DISTRICT OF CALIFORNIA 16 SAN FRANCISCO DIVISION 17 18 Case No. C 04-01929 CRB MICHAEL R. ANDEREGG, *E-FILING* 19 Plaintiff. JOINT REQUEST OF PLAINTIFF 20 AND DEFENDANT FOR VS. ASSIGNMENT TO SETTLEMENT 21 CONFERENCE MOORS & CABOT, INC., 22 Date: 19th Floor, Courtroom 8 Location: 23 Defendant. The Honorable Charles R. Breyer 24 Pursuant to ADR Local Rules 7-2 and 7-3 the parties jointly request that this 25 26 matter be assigned to a settlement conference judge. 27 28 // SECOND JOINT FRCP 26(1) REPORT, CASE MANAGEMENT CONFERENCE STATEMENT AND [PROPOSED] CASE MANAGEMENT ORDER / Case No. C 04-01929 CRB

Case 3:04-cv-01929-CRB Document 45 Filed 07/05/05 Page 2 of 3

JUN-2	Case 3:04-cv-01929-CRB Document 44 Filed 06/29/2005 Page 7 of 7 P. 03/04 Case 3:04-cv-01929-CRB Document 41 Filed 06/23/2005 Page 2 of 3		
1	A mediation was held in this action in February 2005, but the case did not settle.		
2	This matter was recently set for trial to occur on December 5, 2005 and ordered to complete		
3	further alternative dispute resolution by August 31, 2005. Counsel have conferred and		
4	agreed to jointly request that the Court assign the case to a settlement conference judge.		
5	The parties respectfully offer to coordinate with the settlement conference judge in		
6	scheduling the settlement conference in this matter. In an effort to offer the Court		
7			
8	appropriate dates, the parties have conferred and determined that both parties and their		
9	counsel are available on August 11 and 12, 2005 for settlement conference should either		
10	prove to be an acceptable date to the Court. If other dates are desirable to the Court, counsel		
11			
12	will work together to assist in scheduling.		
13			
14	Dated: June 22, 2005 RANKIN, SPROAT, MIRES, BEATY & REYNOLDS		
15	Dated: June 22, 2005 RANKIN, SPROAT, MIRES, BEATY & REYNOLDS		
16	By Risa T. Ungeren		
17	GEOFFREY A. BEATY		
18	Attorney for Plaintiff MICHAEL R. ANDEREGG		
19	MICHAEL R. ANDEREGO		
20			
21	Dated: June 22, 2005 HELLER EHRMAN LLP		
22	By Well Roxun		
23	STEVEN R. FELDSTEIN GREG I PICHARDSON		
24	MICHELLE A. ROJAS Attorneys for Defendant		
25	MOORS & CABOT, INC.		
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	JOINT REQUEST FOR ASSIGNMENT TO SETTLEMENT CONFERENCE / Case No. C 04-01929 CRB		

	Case 3:04-cv-01929-CRB Document 44 Filed 06/29/2005 Page 4 of 7
1	[PROPOSED] ORDER
2	•
3	Based on the foregoing stipulation between the parties, and good cause appearing, IT
4	IS HEREBY ORDERED that the Settlement Conference is continued to August, 2005,
5	and that the Settlement Conference Statement is due August, 2005. A demand by
6	Plaintiff must be served by, 2005, with a response from Defendant due
7	by, 2005.
8	DATED:
9	
10	UNITED STATES MAGISTRATE JUDGE
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12	T T T T T T
13	DENJED
14	A Mm and
15	Bernard Zimmer
16	United States Magistrate Judge
17	Judge
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19	Date
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Heller 28	
Ehrman LLP	-4- JOINT STIPULATION AND [PROPOSED] ORDER TO CONTINUE SETTLEMENT CONFERENCE:
	JOINT STIPULATION AND [PROPOSED] ORDER TO CONTINUE SETTLEMENT CONTENED. CASE NO.: 04-01929 CRB